

PACKERS, AND STOCKYARDS ADMINISTRATION.—There are authorized to be appropriated such sums as are necessary to enhance the capability of the Grain Inspection, Packers, and Stockyards Administration to monitor, investigate, and pursue the competitive implications of structural changes in the meat packing and poultry industries by hiring litigating attorneys to allow the Grain Inspection, Packers, and Stockyards Administration to more comprehensively and effectively pursue its enforcement activities.

(h) DEFINITIONS.—In this section:

(1) AGRICULTURAL COMMODITY.—The term “agricultural commodity” —

(A) has the meaning given that term in section 102 of the Agricultural Trade Act of 1978 (7 U.S.C. 5602); and

(B) does not include biofuels.

(2) AGRICULTURAL COOPERATIVE.—The term “agricultural cooperative” means an association of persons that meets the requirements of the Capper-Volstead Act (7 U.S.C. 291 et seq.).

(3) AGRICULTURAL INDUSTRY.—The term “agricultural industry” —

(A) means any dealer, processor, commission merchant, or broker involved in the buying or selling of agricultural commodities; and

(B) does not include sale or marketing at the retail level.

(4) ANTITRUST LAWS.—The term “antitrust laws” has the meaning given that term in the first section of the Clayton Act (15 U.S.C. 12).

(5) ASSISTANT ATTORNEY GENERAL.—The term “Assistant Attorney General” means the Assistant Attorney General in charge of the Antitrust Division of the Department of Justice.

(6) BIOFUEL.—The term “biofuel” has the meaning given that term in section 9001 of the Farm Security and Rural Investment Act of 2002, as amended by section 9001 of this Act.

(7) BROKER.—The term “broker” means any person (excluding an agricultural cooperative) engaged in the business of negotiating sales and purchases of any agricultural commodity in commerce for or on behalf of the vendor or the purchaser.

(8) CHAIRMAN.—The term “Chairman” means the Chairman of the Federal Trade Commission.

(9) COMMISSION MERCHANT.—The term “commission merchant” means any person (excluding an agricultural cooperative) engaged in the business of receiving in commerce any agricultural commodity for sale, on commission, or for or on behalf of another.

(10) DEALER.—The term “dealer” means any person (excluding an agricultural cooperative) engaged in the business of buying, selling, or marketing agricultural commodities in commerce, except that no person shall be considered a dealer with respect to sales or marketing of any agricultural commodity produced by that person.

(11) PROCESSOR.—The term “processor” means any person (excluding an agricultural cooperative) engaged in the business of handling, preparing, or manufacturing (including slaughtering) an agricultural commodity, or the products of such agricultural commodity, for sale or marketing in commerce for human consumption (excluding sale or marketing at the retail level).

(12) SPECIAL COUNSEL.—The term “Special Counsel” means the Special Counsel for Agricultural Competition of the Department of

Agriculture established under section 11 of the Packers and Stockyards Act, 1921, as added by this Act.

(13) TASK FORCE.—The term “Task Force” means the Agriculture Competition Task Force established under subsection (c).

#### PRIVILEGES OF THE FLOOR

Ms. STABENOW. Mr. President, I ask unanimous consent that Ilana Levinson from my staff be afforded floor privileges for the duration of the farm bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### HONORING THE LATE JOE NUXHALL

Mr. SALAZAR. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 398 submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 398) honoring the life and recognizing the accomplishments of Joe Nuxhall, broadcaster for the Cincinnati Reds.

There being no objection, the Senate proceeded to consider the resolution.

Mr. SALAZAR. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motions to reconsider be laid upon the table, and that any statements be printed in the RECORD without intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 398) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 398

Whereas Joe Nuxhall was born on July 30th, 1928 in Hamilton, Ohio.

Whereas on June 10th, 1944 at the age of 15 years, 10 months, and 11 days Joe Nuxhall became the youngest player in the modern era to appear in a major league baseball game.

Whereas Joe Nuxhall earned over 100 victories in his sixteen year major league career and was elected into the Cincinnati Reds Hall of Fame.

Whereas Joe Nuxhall began a radio broadcasting career in 1967 and went on to call over 6,000 games for the Cincinnati Reds.

Whereas Joe Nuxhall had a career spanning over sixty years with the Cincinnati Reds.

Whereas Joe Nuxhall will be remembered for his signature signoff, “This is the Ol’ Lefthander rounding third and heading for home.”

Whereas Joe Nuxhall whose voice was synonymous with baseball and the summer for generations of fans across the country.

Whereas Joe Nuxhall was a beloved community leader, philanthropist, husband, father, and advocate for children, public schools, and the elderly.

Whereas Ohio has lost a beloved son and baseball one of its most distinctive voices

with the passing of Joe Nuxhall on November 15, 2007.

*Resolved*, That the Senate honors the life of Joe Nuxhall, baseball legend, dedicated family man, and civic-minded leader.

#### MEASURES READ THE FIRST TIME—S. 2436, S. 2440, AND S. 2441

Mr. SALAZAR. Mr. President, I understand there are three bills at the desk, and I ask for their first reading en bloc.

The PRESIDING OFFICER. The clerk will read the titles of the bills for the first time en bloc.

The legislative clerk read as follows:

A bill (S. 2436) to amend the Internal Revenue Code of 1986 to clarify the term of the Commissioner of Internal Revenue.

A bill (S. 2440) to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

A bill (S. 2441) to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

Mr. SALAZAR. Mr. President, I now ask for a second reading en bloc and object to my own request en bloc.

The PRESIDING OFFICER. Objection having been heard, the bills will receive their second reading on the next legislative day.

#### ORDERS FOR TUESDAY, DECEMBER 11, 2007

Mr. SALAZAR. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned until 10 a.m., Tuesday, December 11; that on Tuesday, following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour deemed expired, the time for the two leaders reserved for their use later in the day; that there then be a period of morning business for 60 minutes, with time equally divided and controlled between the two leaders or their designees; and Senators permitted to speak therein for up to 10 minutes, with the first half under the control of the Republicans and the final half under the control of the majority; that at the close of morning business, the Senate then resume consideration of H.R. 2419.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. SALAZAR. Mr. President, if there is no further business today, I ask unanimous consent that the Senate stand adjourned under the previous order.

There being no objection, the Senate, at 6:39 p.m., adjourned until Tuesday, December 11, at 10 a.m.